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January 22, 2000

Arizona Corporation Commission
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VIA FACSIMILE

Richard L. Sallquist, Esq.
SALLQUIST & DRUMMOND, P.C.
2525 E. Arizona Biltmore Circle
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Phoenix, AZ 85016-2129

**Re: Rio Verde Utilities, Inc.; ACC Docket Nos.
WS-02156A-00-0321 and WS-02156A-00-0323**

Dear Dick:

I feel obliged to respond to your letter of January 18, 2001 concerning Mr. Fay Schlofeldt's letter to the Commission. As I indicated on the phone, Mr. Schlofeldt's action was solely on behalf of he and his wife individually and not as a member of the Association's Water and Electric Utilities Committee. To emphasize that fact, Mr. Schlofeldt has offered to resign from the Committee.

However, I must correct two statements made in your letter. First, the Committee is not itself an intervenor in this matter. The Rio Verde Community Association and the Rio Verde Country Club are the intervenors. Second, I do not agree that members of either the Association or the Country Club (both of which groups include Mr. Richie himself) lose their right to contact elected state officials merely because the organization of which they are a member is a party to a Commission proceeding. Given the near total overlap between the Association's membership and the ratepayers of Rio Verde Utilities, Inc., such an interpretation of A.A.C. R14-3-113 would eviscerate the very exception placed within that regulation for ratepayer comments. See A.A.C. R14-3-113(C)(3)(d).

I hope this has clarified our position on Mr. Schlofeldt's letter and any similar letters and e-mails that may be sent from Association and Country Club members to the Commission. Please call me if you have any questions.

Snell & Wilmer
LLP

Richard L. Sallquist, Esq.
January 22, 2000
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Very truly yours,

SNELL & WILMER

A handwritten signature in cursive script that reads "Thomas L. Mumaw".

Thomas L. Mumaw
Attorneys for Rio Verde Community Association
and Rio Verde Country Club

cc: Docket Control
Teena Wolfe
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TLM:jyb

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